

Chairman Vap called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Boyle, Lowell Johnson, Rod Johnson, Landis and Vap present.

GENERAL ADMINISTRATION

Notice was duly published October 4, 2005 on Page 8 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held October 12, 2005 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceedings:

Wednesday, October 12, 2005

- C-3379 Commission Hearing Room, Lincoln.
11:00 In the Matter of the Precedential Nature of Orders on Reconsideration Issued in Consolidated Docket Nos. FC-1296 and FC-1297. Commissioner Landis presiding as Hearing Officer.
- NG-0004.1 Commission Hearing Room, Lincoln.
1:30 In the Matter of Aquila, Inc., d/b/a Aquila Networks (Aquila), Omaha, seeking a waiver of the 30-day notice period under Neb. Rev. Stat. 66-1854 and to recover the gas cost portion of uncollectible accounts through its Gas Cost Adjustment tariff. Commissioner Landis presiding as Hearing Officer.

COMMUNICATIONS DEPARTMENT

- C-3471 In the Matter of MCI WorldCom Communications, Inc., Denver, Colorado, seeking a name change to MCI Communications Services, Inc., Ashburn, Virginia: Motion made by Commissioner Lowell Johnson, seconded by Commissioner Anne Boyle, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.
- C-3472 In the Matter of the Telephone Company of Central Florida, Inc. (TCCF), aka Epicus, Inc. (Epicus), Lake Mary, Florida, seeking cancellation of its authority to operate as a resale carrier of intrastate interLATA and intraLATA telecommunications within the state of Nebraska, granted in Docket C-1720: Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to enter an order canceling authority previously granted in Application C-1720. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

COMMUNICATIONS DEPARTMENT (Cont.)

C-3473 In the Matter of MCI WorldCom Network Services, Inc., San Francisco, California, seeking a name change to MCI Network Services, Inc., Ashburn, Virginia: Motion made by Commissioner Anne Boyle, seconded by Commissioner Lowell Johnson, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

C-3363 In the Matter of Sprint Communications Company L.P., Overland Park, Kansas, seeking a Master Interconnection, Collocation and Resale Agreement with United Telephone Company of the West d/b/a Sprint, Overland Park, Kansas: Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to enter an order approving the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

E-2088 In the Matter of Niobrara Valley Electric Membership Corporation, O'Neill, seeking authority to construct, operate and maintain an electric transmission line in Holt County: Motion made by Commissioner Lowell Johnson, seconded by Commissioner Anne Boyle, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

UNIVERSAL SERVICE FUND

Jeff Pursley reported on Late-Filed Carrier Remittances. Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson to amend the existing complaint, NUSF-37.66 to include the late-filed August, 2005 worksheet from BullsEye Telecom, Inc. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT

NG-0013 In the Matter of the Commission, on its own motion, seeking to evaluate and establish, on a quarterly basis, an assessment for jurisdictional utilities pursuant to the State Natural Gas Regulation Act [LB 790, 2003]. Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Lowell Johnson, to enter an Assessment Order. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

TRANSPORTATION DEPARTMENT

B-1277 In the Matter of Brian L. Mills, dba Fantasy Limousine,
Omaha: Motion made by Commissioner Lowell Johnson, seconded
by Commissioner Frank Landis, to enter an order overruling the Motion
for Rehearing and/or Reconsideration. Motion passed with Commissioners
Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap
voting AYE.

B-1670 In the Matter of Steve Devening Trucking, Tekamah, seeking
authority as a common carrier in Nebraska intrastate
commerce in the transportation of passengers and their baggage in Burt
County, on the one hand, and, on the other hand, points in Nebraska
over irregular routes. RESTRICTIONS: The transportation of railroad
train crews and their baggage is not authorized. All trips must
originate in Burt County: Motion made by Commissioner Rod Johnson,
seconded by Commissioner Frank Landis, to enter an order granting the
application. Motion passed with Commissioners Anne Boyle, Lowell
Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

Rate Division

MR-930 In the Matter of Movers and Warehouse Division, Nebraska
Motor Carriers Association, Lincoln, seeking authority to
establish a fuel surcharge in Nebraska Official Household Goods Tariff
7-F: The fuel surcharge was reduced to 80 cents per mile.

GENERAL ADMINISTRATION

Motion made by Commissioner Frank Landis, seconded by
Commissioner Lowell Johnson, to approve the following Commission
invoices. Motion passed with Commissioners Anne Boyle, Lowell John-
son, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

The Daily Record	\$ 555.50
Frank Landis	67.42

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

Aksarben TDD Service	1,911.70
Alternative Hearing	445.00
Belton Hearing Aid Center	2,156.60
Grand Island Hearing Aid Center	1,429.30
Hamilton Telecommunication	237.85
K-D Communications	2,790.55
McCook Pharmacy & Medical Supply	1,254.70
Professional Hearing Aid Services	554.95
Sherard Hearing Aid Center	1,304.89
Teltex	644.35
Weitbrecht Communications	813.00
Western ENT Associates	1,019.65

GENERAL ADMINISTRATION (Cont.)

Upon agreement of all Commissioners, authorization was granted for Commissioner Boyle to attend the State Telecom Policy Summit sponsored by the Advanced Communications Law and Policy Institute to be held at the New York Law School in Las Vegas, Nevada from October 25-27, 2005, with airfare and hotel to be paid by the United States Telecom Association (USTA).

Motion made by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis, to go into closed session to discuss personnel and investigatory matters. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE. The Commission went into closed session at 10:13 a.m.

Motion made by Commissioner Lowell Johnson, seconded by Commissioner Rod Johnson, to return to open session. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendation on a personnel matter. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

The meeting adjourned at 10:17 a.m. with Commissioners Boyle, Lowell Johnson, Rod Johnson, Landis and Vap present. The next regularly scheduled meeting will be held on October 18, 2005, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on October 17, 2005.

Chairman

Executive Director